

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

SB 2248 - HB 2656

February 13, 2022

SUMMARY OF BILL: Requires a person convicted of certain offenses on or after July 1, 2022, to serve 100 percent of the sentence imposed undiminished by sentence reduction credits.

FISCAL IMPACT:

Increase State Expenditures – \$40,693,100 Incarceration

Assumptions:

- The proposed legislation applies to the following offenses:
 - Aggravated assault;
 - Vehicular homicide;
 - Aggravated vehicular homicide;
 - Possessing a firearm or antique firearm during commission or attempt to commit a dangerous felony;
 - Attempted first degree murder, where the victim suffers serious bodily injury;
 - Aggravated kidnapping;
 - Especially aggravated kidnapping;
 - Aggravated robbery;
 - Especially aggravated robbery;
 - Carjacking;
 - Aggravated burglary;
 - Especially aggravated burglary;
 - Aggravated arson; and
 - Manufacture, delivery, or sale of a controlled substance after two or more convictions.
- Based on population data from the U.S. Census Bureau, population growth in Tennessee averaged 0.74 percent per year for each of the past 10 years (from 2010 to 2020).
- The weighted average operational costs per day are estimated to be \$51.36 for inmates housed at state facilities and \$48.77 for inmates housed at local facilities.
- The estimated increase in incarceration costs are estimated to be the following over the next ten-year period:

Increase in State Expenditures	
Amount	Fiscal Years
\$ -	FY22-23
\$ 1,164,900	FY23-24
\$15,749,800	FY24-25
\$23,873,700	FY25-26
\$30,029,300	FY26-27
\$31,509,500	FY27-28
\$34,913,400	FY28-29
\$38,340,000	FY29-30
\$39,948,800	FY30-31
\$40,693,100	FY31-32

- Pursuant to Tenn. Code Ann. § 9-4-210, recurring costs increases are to be estimated on the highest of the next ten fiscal years; therefore, the recurring increase in incarceration costs will be \$40,693,100.
- The estimated fiscal impact of the proposed legislation does not consider the availability of beds in state and local facilities, but is based solely on the current operating costs of state facilities and the reimbursement rates for local facilities as is required by Tenn. Code Ann. § 9-4-210.
- All calculations used in completion of this fiscal note are available upon request.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.



Krista Lee Carsner, Executive Director

/vh